



## UNITED STATES PATENT AND TRADEMARK OFFICE

IFW #  
 UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/647,099	08/22/2003	Scott T. Leffler	0001379USU

Charles N. J. Ruggiero, Esq.  
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RECEIVED  
 JUL 30 2004  
 TRADEMARK OFFICE U.S.P.T.O.

JUN 18 2004

OHLANDT, GREELEY  
 RUGGIERO & PERLE, LLP

CONFIRMATION NO. 9867

FORMALITIES LETTER



\*OC000000012953650\*

Date Mailed: 06/15/2004

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/02/2004 MAHMED1 00000035 010467 10647099 FILED UNDER 37 CFR 1.53(b)

01 FC:2051 65.00 DP  
 02 FC:2001 15.00 DA 370.00 DP      *Filing Date Granted*

#### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The following item(s) appear to have been **omitted** from the application:

- Figure(s) 4 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

✓ Applicant is advised that generally the filing fee required for an application is the filing fee in effect on the filing date accorded the application and that payment of the requisite basic filing fee on a date later than the filing date of the application requires payment of a surcharge (37 CFR 1.16(e)). To avoid processing delays and payment of a surcharge, applicant should submit any balance due for the requisite filing fee based on the later filing date being requested when submitting the omitted items(s) and the petition (and petition fee) requesting the later filing date.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabeled drawing figures, is required. A copy of the drawing figures showing the proposed changes in red ink should accompany with any drawing changes. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 1 - ATTORNEY/APPLICANT COPY



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Scott T. Leffler

Serial No.: 10/647,099

For: SIDING TRIM

Filed: August 22, 2003

Examiner: Not Yet Assigned

Art Unit: 3637

Confirmation No.: 9867

Customer No.: 27,623

Attorney Docket No.: 0001379USU/2401

**Mail Stop Missing Parts  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Dear Sir:

**TRANSMITTAL OF MISSING PARTS OF APPLICATION AND  
PAYMENT OF SURCHARGE UNDER 37 C.F.R. §1.16(e)**

Transmitted herewith are the following documents pertaining to the above-identified application:

- Declaration and Power of Attorney executed by Scott Leffler;
- The undersigned attorney has verified that the above-identified applicant is entitled to Small Entity Status.;
- 1 Sheet of Formal Drawings;
- An Assignment of the Invention to : \_\_\_\_\_, including \$40.00 recordation fee and Assignment Recordation Cover Sheet;
- Preliminary Amendment;
- Information Disclosure Statement (Form - 1449); and

- A copy of the Notice to File Missing Parts of Application Filing Date Granted.  
 Petition and Fee for Extension of Time (37 CFR 1.136(A)).

The Filing Fee is calculated below.

CLAIMS AS FILED				
(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Basic Fee \$770.00
Total Claims	20 - 20 =	0	x \$18.00	\$0
Independent Claims	2 - 3 =	0	x \$86.00	\$0
Multiple Dependent Claim Fee			x \$290.00	= \$0.00
<b>TOTAL FILING FEE</b>				<b>\$770.00</b>
<b>1/2 FILING FEE FOR SMALL ENTITY</b>				<b>\$370.00</b>

- A check in the amount of \$ 435.00 to cover the filing fee (\$370, small entity), surcharge (\$65) is enclosed.
- The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 01-0467. A duplicate copy of this Form is enclosed.

July 30, 2004

Date

Charles N.J. Ruggiero, Esq.

Attorney for Applicant(s)

Registration No. 28,468

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CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP MISSING PARTS, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON JULY 30, 2004.

Joanne A. Romaniello  
NAME.

SIGNATURE

7/30/04  
DATE